

To United States District Court

RE: Harry L. Samuel doc # 3

v.

CA 05-0037-SLR

Thomas Carroll

1. The plaintiff submit that on 2-15-2005. The Dentist Dr. Monson, Call me in the Interview just to confirm what TK Kionke said at my Medical Grievance hearing (see Exhibit A-19 Medical Grievance) and gave me a appeal form. It has been 5 and a half months now and still no treatment. The plaintiff claim the Dentist and or the Warden/Designee lack diligence in treating plaintiff's tooth. The plaintiff inform Dr. Monson that he has filed suit. (see Exhibit A-20).
2. on or about 2-4-2005 plaintiff was up graded off level one (see Exhibit C-1) To level Two. Still in SHU/Maximum. Same cell 19C3U as previous level one. [Plaintiff was informed that counselor Mcfadden quit]
3. The plaintiff Submit in support of his Statment of Claims the plaintiff argues that once the plaintiff is put behind the bars of the Shower door and in the Shower, the Plaintiff is Kept in the Shower until the guard get ready, to let the plaintiff out of the Shower and most of the time the plaintiff is left in the Shower for a long time.
4. plaintiff submit that after seeing Mental health, IMAD for the head ach pain from the Stress of being put in Maximum the plaintiff next seen Mental health Ms. gatten, She said she was going to give plaintiff some Mental Health reading material to read to help me with my stress and head aches.

DCC Delaware Correctional Center
 Smyrna Landing Road
 SMYRNA DE, 19977
 Phone No. 302-653-9261

Date: 10/27/2004

GRIEVANCE REPORT

OFFENDER GRIEVANCE INFORMATION

Offender Name : SAMUEL, HARRY L	SBI# : 00201360	Institution : DCC
Grievance # : 7953	Grievance Date : 10/07/2004	Category : Individual
Status : Unresolved	Resolution Status :	Resol. Date :
Grievance Type: Health Issue (Medical)	Incident Date : 09/05/2004	Incident Time :
IGC : Merson, Lise M	Housing Location : Bldg 21, Lower, Tier B, Cell 9, Bottom	

OFFENDER GRIEVANCE DETAILS

Description of Complaint: I requested to get treatment from the dentist by putting a sick call slip in the sick call box on 9/7/04. Sgt. Sullivan gave me sick call form after I reported my dental problem to him. I put in two other sick calls for this matter and my problem is filling is out and I got a big hole in my tooth if not treated I will lose my tooth. 2. Also warden forward a letter to have braces to fix my front teeth. It's been years the dentist didn't call yet. The reason I am submitting this grievance is because it has been a month and I haven't seen the dentist in a month since my request. The dentist assistant seen me after a month but no treatment now it been another month and no treatment.

Remedy Requested : To have my tooth fill in by the dentist soon before I loose my tooth and have to have my front teeth braced like warden said he notified the dentist supervisor to take action.

INDIVIDUALS INVOLVED

Type	SBI #	Name

ADDITIONAL GRIEVANCE INFORMATION

Medical Grievance : YES	Date Received by Medical Unit : 10/22/2004
Investigation Sent : 10/22/2004	Investigation Sent To : Wolken, Gina
Grievance Amount :	

Exhibit A - 19

Smyrna Landing Road

SMYRNA DE, 19977

Phone No. 302-653-9261

INFORMAL RESOLUTION

OFFENDER GRIEVANCE INFORMATION

Offender Name	SAMUEL, HARRY L	SBI#	: 00201360	Institution	: DCC
Grievance #	: 7953	Grievance Date	: 10/07/2004	Category	: Individual
Status	: Unresolved	Resolution Status:		Inmate Status:	
Grievance Type	: Health Issue (Medical)	Incident Date	: 09/05/2004	Incident Time:	
IGC	: Merson, Lise M	Housing Location	: Bldg 21, Lower, Tier B, Cell 9, Bottom		

INFORMAL RESOLUTION

Investigator Name	: Wolken, Gina	Date of Report	10/22/2004
Investigation Report:			
Reason for Referring:			

11/2/04: Pt. doesn't want to sign off until he gets
the treatment. Warned him fillings take
~ 8-9 months.

GK Kionke

Offender's Signature: _____

Date : _____

Witness (Officer) : _____

Exhibit A-19

Grievance Appeal Form

This must be completed and returned to the IGC within receipt of the Warden/Designee Decision

Grievant: Harry Samuel

SBI#: 00201360

Housing Unit: 19C3U

Case#: 7953

Date: Tuesday, February 15, 2005

Due Date: Friday, February 19, 2005

This form is to be used Only in the event of a decision appeal. Please specify the reason for the appeal in the space below.

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The reason for this ~~gr~~ Appeal is I have a big hole in my tooth that needs to be filled. and Dr. monson from the Medical grievance committee told me she call me down to the Interview room to <sup>(say)</sup> confirm what TK Kionke said at my Greirance hearing that it takes 8 to 9 months to fill my toth. (See Exhibit A-19 Medical Grievance) it now has been five and a half months and still no treatment. Every time I eat I think my tooth is going to break without being properly filled. The reason for this appeal is the Dentist lack of diligence of the treatment of my tooth.

If you need additional space, attach 8.5" X 11" size sheets of paper.

This form to Samuel from <sup>(Dr.)</sup> Ms. Monson  
at hearing 2-15-2005  
Exhibit A-20